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American Small Business League

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AMERICAN SMALL BUSINESS
LEAGUE,

Plaintiff,

v.

UNITED STATES AIR FORCE,

Defendant.

Case No. C 12-3174 NC

**STIPULATION OF DISMISSAL
WITH PREJUDICE PURSUANT TO
FED. R. CIV. P. 41(a)(1)(A)(ii) AND
N.D. CIV. L.R. 77-2(c).**

STIPULATION OF DISMISSAL WITH PREJUDICE
Case No. C 12-3174 NC

STIPULATION OF DISMISSAL WITH PREJUDICE

WHEREAS, the parties to this lawsuit, having engaged in settlement discussions and exchanged further correspondence regarding the document requests made by Plaintiff under the Freedom of Information Act ("Requests"), *see* Compl. ¶¶ 5-9 & Exs. A-D, agree that the claims asserted by Plaintiff in this action shall be dismissed voluntarily and with prejudice;

WHEREAS, this action is not subject to Rules 23(e), 23.1(c), 23.2, or 66, and therefore may be dismissed voluntarily pursuant to the stipulation of all parties who have appeared, *see* Fed. R. Civ. P. 41(a)(1)(A)(ii), and may be ordered dismissed by the Clerk without further direction of a Judge, *see* N.D. Civ. L.R. 77-2(c);

NOW, THEREFORE, it is hereby agreed and stipulated, by and between Plaintiff American Small Business League and Defendant United States Air Force, through their undersigned counsel, that this action, including all claims and counterclaims that were or could have been asserted by the parties with respect to the Requests, shall be and hereby are dismissed *with prejudice*, each party to bear its own fees and costs.

IT IS SO STIPULATED.

MELINDA HAAG
United States Attorney

DATED: September 11, 2012

/s/
MARK R. CONRAD
Assistant United States Attorney

GUTIERREZ & ASSOCIATES

DATED: September 11, 2012

/s/
ROBERT E. BELSHAW
Attorneys for Plaintiff

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 9/12/2012


HON. NATHANAEL COUSINS
UNITED STATES MAGISTRATE JUDGE